

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

Paper No. 23

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

DEC 11 2001

Ex parte THOMAS D. PETITE

PAT. & TM. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Appeal No. 2000-0831
Application No. 08/825,576

ORDER REMANDING TO EXAMINER

Appellant filed a Supplemental Information Disclosure Statement (IDS) on August 10, 1998 (Paper No. 7). It is not clear from the record whether the examiner considered the statement submitted or whether the examiner notified appellant of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Accordingly, it is

ORDERED that the application is remanded to the examiner for consideration of the IDS filed August 10, 1998 (Paper No. 7), notification to appellant in writing of consideration and for such further action as may be appropriate.

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It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

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